IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

THURSDAY, THE 25TH OCTOBER 2007 / 3RD KARTHIKA 1929

WP(C).No. 31664 of 2007(T)

PETITIONER:

SAINABA BEEVI, SAFI MANZIL, PERUMATHURA,
AZHOOR, THIRUVANANTHAPURAM.

BY ADV. SRI.P.B.SURESH KUMAR
SRI.K.P.SUJESH KUMAR

RESPONDENTS:
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1. STATE OF KERALA, REPRESENTED BY THE
CHIEF SECRETARY TO GOVERNMENT,
GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM-696001.

2. THE REVENUE DIVISIONAL OFFICER,
THIRUVANANTHAPURAM-696001.

3. THE ADDITIONAL TAHSILDAR,
CHIRAYINKEEZHU, THIRUVANANTHAPURAM.

BY GOVERNMENT PLEADER SRI.K.P.PRADEEP

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 25/10/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ANTONY DOMINIC, J.

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W.P.(C) NO. 31664 OF 2007 T

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Dated this the 25th day of October, 2007

J U D G M E N T

Ext.P3 is an order passed against the petitioner under the provisions of the Kerala Land Conservancy Act 1958 requiring the petitioner to vacate from the land in question. Aggrieved by Ext.P3, petitioner filed Ext.P5 appeal along with Ext.P6 stay petition before the 2nd respondent. It is submitted that orders have not been passed on the appeal or stay petition and that while so, attempt is being made to force her to vacate from the land mentioned in Ext.P2.

2. Having regard to the fact that the petitioner has already filed an appeal against Ext.P3 before the Ist Appellate Authority, I am inclined to dispose of this writ petition directing the 2nd respondent to consider and pass orders on Ext.P5 appeal, as expeditiously as possible, at any rate within a period of eight weeks of receipt of a copy of this judgment.

Until orders are passed on Ext.P5 appeal, further

proceedings pursuant to Ext.P3 shall be kept in abeyance.

Petitioner shall produce a copy of this judgment before the 2nd respondent for compliance.

ANTONY DOMINIC, JUDGE.

Rp